

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ANDRE LEE MADSEN,

Plaintiff,

v.

UNKNOWN,

Defendant.

Case No. 1:23-cv-01530-CDB (PC)

ORDER GRANTING APPLICATION TO
PROCEED *IN FORMA PAUPERIS*

(Doc. 5)

ORDER DIRECTING PAYMENT OF
INMATE FILING FEE BY CALIFORNIA
DEPARTMENT OF CORRECTIONS
AND REHABILITATION

Plaintiff Andre Lee Madsen (“Plaintiff”) is a state prisoner proceeding pro se in this civil rights action filed under 42 U.S.C. § 1983. (Doc. 1). Plaintiff has requested leave to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915 and has made the showing required by subsection 1915(a). (Doc. 5). Accordingly, the request to proceed *in forma pauperis* is GRANTED.

Plaintiff is obligated to pay the statutory filing fee of \$350.00 for this action and to make monthly payments in the amount of twenty percent (20%) of the preceding month’s income credited to Plaintiff’s trust account. 28 U.S.C. § 1915(b)(1). The California Department of Corrections and Rehabilitation is required to send to the Clerk of Court payments from Plaintiff’s account each time the amount in the account exceeds \$10.00, until the statutory filing fee is paid in full. 28 U.S.C. § 1915(b)(2).

1 Accordingly, it is hereby ORDERED:

2 1. Plaintiff's application to proceed *in forma pauperis*, (Doc. 5), is GRANTED;
3 **2. The Director of the California Department of Corrections and Rehabilitation**
4 **or his designee shall collect payments from Plaintiff's prison trust account in an amount**
5 **equal to twenty percent (20%) of the preceding month's income credited to the prisoner's**
6 **trust account and shall forward those payments to the Clerk of Court each time the amount**
7 **in the account exceeds \$10.00, in accordance with 28 U.S.C. § 1915(b)(2), until a total of**
8 **\$350.00 has been collected and forwarded to the Clerk of Court. The payments shall clearly**
9 **identify the name and number assigned to this action.**

10 3. The Clerk of Court is directed to serve a copy of this order and a copy of
11 Plaintiff's *in forma pauperis* application on the Director of the California Department of
12 Corrections and Rehabilitation via the Court's electronic case filing system (CM/ECF).

13 4. The Clerk of Court is directed to serve a copy of this order on the Financial
14 Department, U.S. District Court, Eastern District of California.

15 IT IS SO ORDERED.

16 Dated: November 27, 2023


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UNITED STATES MAGISTRATE JUDGE

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